

The Honorable Thomas S. Zilly

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ELIZABETH HOLO MASELLE,

Plaintiff,

v.

TRACY RENAUD, Acting Director, United
States Citizenship and Immigration Services,

Defendant.

Case No. 2:21-cv-00707-TSZ

JOINT MOTION FOR ADMINISTRATIVE
STAY OF CASE AND ORDER

JOINT MOTION FOR ADMINISTRATIVE STAY

The Parties jointly move the Court for an administrative stay of this matter, and agree that any further requirements for service, pleadings, responsive pleadings, or answers should be suspended until completion of the process described below:

1. On May 28, 2021, Plaintiff Elizabeth Holo Maselle filed a Complaint, Dkt. 1, seeking declaratory and injunctive relief under the Administrative Procedure Act asking this Court to set aside the United States Citizenship and Immigration Services' (USCIS) decision to deny Plaintiff's Form I-485, Application to Register Permanent Residence or Adjust Status (Form I-485).

1 2. On July 26, 2021, USCIS reopened Plaintiff's Form I-485, thus vacating the decision that
2 Plaintiff is currently challenging in this litigation. USCIS has also reopened and approved
3 Plaintiff's I-765 application for interim employment authorization.

4 3. By August 6, 2021, USCIS will issue a Request for Evidence (RFE) over this now-
5 pending I-485 application. Plaintiff's response will be due 87 days from the date of the RFE.
6 Plaintiff intends to respond to the RFE and USCIS will render a new decision on Plaintiff's I-
7 485 application thereafter.

8 4. If USCIS's new decision grants Plaintiff's Form I-485, Plaintiff will voluntarily dismiss
9 the case. If USCIS's new decision does not grant Plaintiff's Form I-485, the Parties agree that
10 Plaintiff should be granted leave to amend her Complaint to include the new decision as the
11 basis for any requested relief. In this case, the Parties agree that Plaintiff should have 60 days
12 following the issuance of USCIS's new decision to file an Amended Complaint, if any.

13 5. For the foregoing reasons the Parties jointly stipulate that there is good cause for an
14 administrative stay in this litigation, and a suspension of all deadlines, until 60 days after USCIS
15 issues a new decision on Plaintiff's Form I-485. The Parties propose to provide this Court with
16 an update as to the status of this litigation within 30 days after USCIS issues a new decision on
17 Plaintiff's Form I-485.

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1 DATED this 2nd day of August, 2021.

2 BECKNER IMMIGRATION LAW, PLLC

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Acting United States Attorney

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4 s/ Kelsey Beckner

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8 *Counsel for Plaintiff*

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10 WARDEN BANIAS, LLC

11 s/ Geoffrey Forney

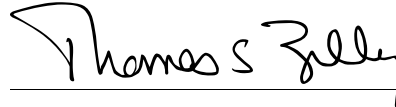
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15 *Pro Hac Vice Attorney for Plaintiff*

ORDER

IT IS SO ORDERED.

Dated this 4th day of August, 2021.

A handwritten signature in black ink that reads "Thomas S. Zilly". The signature is written in a cursive style with a horizontal line underneath the name.

Thomas S. Zilly
United States District Judge